

Expedited Bill No. 39-03
Concerning: Contracts and Procurement
—Energy Exemption
Revised: November 26, 2003 Draft No. 2
Introduced: November 18, 2003
Enacted: December 9, 2003
Executive: December 19, 2003
Effective: December 19, 2003
Sunset Date: None
Ch. 32, Laws of Mont. Co. 2003

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the request of the County Executive

AN EXPEDITED ACT to:

- (1) exempt ~~[[certain]]~~ procurements of ~~[[energy commodities]]~~ electricity, natural gas, and compressed natural gas from Chapter 11B; and
- (2) generally amend the law governing contracts and procurement.

By amending

Montgomery County Code
Chapter 11B, Contracts and Procurement
Section 11B-4

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

Sec. 1. Section 11B-4 of the County Code is amended as follows:

11-B4. Exemptions.

This Chapter, other than Article XII, does not apply to:

- (a) a procurement made for the employees' retirement system under procedures approved by the Chief Administrative Officer;
- (b) obtaining the services of special legal counsel under Section 213, 108 or 410 of the Charter;
- (c) the procurement of an independent auditor by the County Council under Section 315 of the Charter;
- (d) obtaining the services of an impasse neutral, mediator, or fact finder under a County collective bargaining law under procedures approved by the Chief Administrative Officer;
- (e) obtaining copyrighted material and information which is intended for use by the public in or through a public library under procedures approved by the Chief Administrative Officer; [and]
- (f) obtaining [[energy commodities]] electricity, natural gas, and compressed natural gas under [[procedures approved]] executive regulations developed by the Chief Administrative Officer and approved by the County Council; and
- (g) any other procurement exempted from this Chapter by another law.

Sec. 2. Expedited effective date.

The Council declares that this legislation is necessary for the immediate protection of the public interest. This Act takes effect on the date on which it becomes law.

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24 *Approved:*

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Steven A. Silverman, President, County Council

Date

26 *Approved:*

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Douglas M. Duncan, County Executive

Date

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29 *This is a correct copy of Council action.*

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Mary A. Edgar, CMC, Clerk of the Council

Date